

Appl. No. 09/879,698  
Amendment and/or Response  
Reply to Office action of 2 November 2004

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### REMARKS

Claims 1-21 are pending in this application.

The Office action rejects claims 1-3, 8, 10-14, 16, and 17-21 under 35 U.S.C. 102(e) over Breed (USP 2002/005778). The applicants respectfully traverse this rejection.

The Examiner's attention is requested to MPEP 2131, wherein it is stated:

"A claim is anticipated only if **each and every element** as set forth in the claim is found, either expressly or inherently described, in a single prior art reference." *Verdegaal Bros. v. Union Oil Co. of California*, 814 F.2d 628, 631, 2 USPQ2d 1051, 1053 (Fed. Cir. 1987). "The **identical invention** must be shown in as **complete detail** as is contained in the ... claim." *Richardson v. Suzuki Motor Co.*, 868 F.2d 1226, 1236, 9 USPQ2d 1913, 1920 (Fed. Cir. 1989).

Each of claim 1, upon which claims 2-13 depend, claim 14, upon which claims 15 and 16 depend, and claim 17, upon which claims 18-21 depend, claims an apparatus for detecting an approaching emergency/law enforcement vehicle, the apparatus comprising a display surface mounted inside an interior of a vehicle for displaying video image data from a camera mounted on the vehicle.

Breed does not teach displaying video image data from a camera mounted on a vehicle, and specifically teaches against the display of images from a video camera, at paragraph [0007]: "Any system which displays a picture of the object on the screen that is inside the vehicle is also going to confuse the driver".

The Office action notes that Breed teaches displaying features/icons derived from a 3-D map generated by a processor from optical waves received by the camera, and notes that an icon is defined as an image. The applicants concur with this characterization of Breed, but respectfully note, however, that Breed teaches displaying generated images from a processor, and specifically teaches against displaying video images from a camera, as specifically claimed by the applicants.

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Because Breed does not teach a display surface mounted inside an interior of a vehicle for displaying video image data from a camera mounted on the vehicle, as specifically claimed by the applicants, the applicants respectfully request the Examiner's reconsideration of the rejection of claims 1-3, 8, 10-14, 16, and 17-21 under 35 U.S.C. 102(e) over Breed.

The Office action rejects claims 4-6, 9, and 15 under 35 U.S.C. 103(a) over Breed and Lee (USP 5,680,123), and claim 7 under 35 U.S.C. 103(a) over Breed, Lee, and Strumolo (USP 6,535,242). The applicants respectfully traverse these rejections.

The Examiner's attention is again requested to MPEP 2142, wherein it is stated:

THE PRIOR ART MUST SUGGEST THE DESIRABILITY OF THE CLAIMED INVENTION ... "In determining the propriety of the Patent Office case for obviousness in the first instance, it is necessary to ascertain whether or not the reference teachings would appear to be sufficient for one of ordinary skill in the relevant art having the reference before him to make the proposed substitution, combination, or other modification." *In re Linter*, 458 F.2d 1013, 1016, 173 USPQ 560, 562 (CCPA 1972).

Each of the rejected claims are dependent upon claim 1, which claims an apparatus for detecting an approaching emergency/law enforcement vehicle, the apparatus comprising a display surface mounted inside an interior of a vehicle for displaying video image data from a camera mounted on the vehicle.

The Office action relies upon Breed for teaching the elements of claim 1, Lee for teaching selection means for selecting video images from different cameras mounted on a vehicle, and Strumolo for controlling cameras based on vocal commands.

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The applicants respectfully note that, as detailed above, Breed specifically teaches against displaying video images from cameras at paragraph [0007]. Breed does not teach the desirability of the claimed invention, and specifically teaches that the claimed invention is undesirable.

Further, with specific regard to Lee's selection of different views for display, and/or Strumolo's vocal control for presenting different views, Breed also specifically teaches against an apparatus that changes a view presented to a driver, at paragraph [0006]: "Many systems have been designed which attempt to... allow a driver to visually see the object in the blind spot...a system that [changes the view]... will make the driver nervous since he or she will not be able to see the scene that he or she is accustomed to seeing". Breed's system is specifically designed to present a consistent display, using features or icons instead of actual images from the cameras: "Another key to this invention is to interpret and identify the image [from the camera] rather than just offering it to the driver" (Breed, paragraph [0136]).

One of ordinary skill in the art, having the Breed reference before him/her would not be lead to the proposed combination of Breed's system and either Lee's or Strumolo's video image display system, because Breed specifically teaches against a video image display system, and additionally specifically teaches against a changing display.

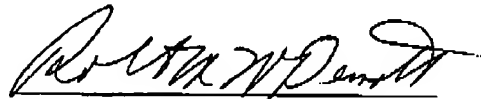
Because Breed specifically teaches against the applicants' claimed invention, the applicants respectfully request the Examiner's reconsideration of the rejection of claims 4-6, 9 and 15 under 35 U.S.C. 103(a) over Breed and Lee; and the rejection of claim 7 under 35 U.S.C. 103(a) over Breed, Lee, and Strumolo

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In view of the foregoing, the applicants respectfully request that the Examiner withdraw the rejections of record, allow all the pending claims, and find the present application to be in condition for allowance. If any points remain in issue that may best be resolved through a personal or telephonic interview, the Examiner is respectfully requested to contact the undersigned at the telephone number listed below.

Respectfully submitted,



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